

E-Filed 4/7/10

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TIMOTHY WAYNE PERRY, JR.,

No. C 10-0961 RS (PR)

Petitioner,

ORDER OF TRANSFER

v.

FREDERICK B. HAWS, Warden,

Respondent.

Petitioner Timothy Wayne Perry, Jr., has filed a petition for writ of habeas corpus to challenge his conviction in the Solano County Superior Court. Solano County is in the venue of the Eastern District of California. Venue is proper in a habeas action in either the district of confinement or the district of conviction, 28 U.S.C. § 2241(d); however, a petition challenging a conviction or the sentence imposed is preferably heard in the district of conviction. *See* Habeas L.R. 2254-3(b). Because the conviction occurred in the Eastern District of California, pursuant to 28 U.S.C. § 1404(a) and Habeas L.R. 2254-3(b), and in the interests of justice, this action is TRANSFERRED to the United States District Court for the Eastern District of California. The Clerk shall transfer this matter forthwith.

IT IS SO ORDERED.

DATED: April 7, 2010


RICHARD SEEBORG
United States District Judge

No. C 10-0961 RS (PR)
ORDER OF TRANSFER

1 **THIS IS TO CERTIFY THAT A HARD COPY OF THIS ORDER WAS MAILED TO:**

2 Timothy Wayne Perry, Jr.
3 Prisoner Id F-87009
4 C.S.P. Los Angeles County
44750 60th Street West
Lancaster, CA 93539

5 DATED: 04/7/2010

6
7 s/ Chambers Staff
8 Chambers of Judge Richard Seeborg

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10 * Counsel are responsible for distributing copies of this document to any co-counsel who have
11 not registered with the Court's electronic filing system.
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